IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 21868 of 1995

Between:

Gona Venkaiah, S/o. Venkata Krishnaiah, Fair Price Shop Dealer, Kanigiri Lanka, H/o. Ilavaram, Thotlavalluru Mandal, Krishna District.

..... PETITIONER

AND

1 Sub-Collector, Vijayawada, Krishna District.
2 Mandal Revenue Officer, Thotlavalluru, Thotlavalluru Mandal, Krishna District.
3 P.V.L. Kumari, Fair Price Shop Dealer, Iluru, Thothavalluru Mandal, Krishna District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Certiorari or any other appropriate Writ, order or direction calling for the records pertaining to the proceedings of the 2nd Respondent R.D.No.6/95 dated 12-9-1995 and quash the same.

Counsel for the Petitioner: MR. G.DHARMA RAO

Counsel for Respondents 1 and 2: GOVERNMENT PLEADER FOR CIVIL SUPPLIES

Counsel for Respondent No.3: None appeared

The Court made the following:

ORDER:

This writ petition is filed questioning the order dated

12-09-1995 in proceedings R.D.No.6/95 passed by the Mandal Revenue Officer,

Thotlavalluru Mandal, Krishna District.

The petitioner is authorized fair price shop dealer for distribution of essential commodities in Kanigiri Lanka Village, hamlet of Ilavaram, Thotlavalluru Mandal, Krishna District. It is the case of the petitioner, though he is possessing valid authorization for distribution of essential commodities, the impugned orders are passed entrusting the distribution as additional charge to the third respondent. By order dated 12-09-1995 in W.P.M.P.No.26887 of 1995 this Court has directed respondents 1 and 2 to supply the essential commodities to the petitioner, provided the authorization of the petitioner is neither cancelled nor suspended. The said order continued all along pending disposal of the writ petition.

Having regard to the interim order passed in this writ petition, I dispose of the writ petition to treat the said order as final order. However, if any irregularities are noticed, it is open for respondents 1 and 2 to take appropriate action against the petitioner as per the provisions applicable in Control orders framed under the Essential Commodities Act, 1955.

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R.SUBHASH REDDY, J

15th February, 2005.

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Sub-Collector, Vijayawada, Krishna District.
2 The Mandal Revenue Officer, Thotlavalluru, Thotlavalluru

Mandal, Krishna District.
3 Two CCs to the Government Pleader for Civil Supplies,

High Court Buildings, Hyderabad (O.U.T).

4 Two CD copies.

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